

**VIRGINIA BOARD OF NURSING
MINUTES
NOVEMBER 19, 2002**

TIME AND PLACE: The meeting of the Board of Nursing was called to order at 9:00 A.M. on November 19, 2002 in Conference Room 2, Department of Health Professions, 6606 West Broad Street, Richmond, Virginia.

PRESIDING: Janet B. Younger, Ph.D., R.N., President

**BOARD MEMBERS
PRESENT:** Linda Ault, R.N., M.S.N., Vice President
Louise D. Hartz, Citizen Member, Secretary
Lynne McNally Cooper, Citizen Member
Shelley F. Conroy, R.N., Ed.D.
Carol E. King, L.P.N., M.S.
Louisa Lief, R.N., M.S.
Denise Oppenhagen, R.N., B.S.N.
Julia C. Semple, L.P.N.
Dawn M. Sykes, R.N., B.S.N.
JoAnn Tillett, R.N.
Diane Tramel, L.P.N.

**BOARD MEMBER
ABSENT:** Marion Alderman, Citizen Member

STAFF PRESENT: Nancy K. Durrett, R.N., M.S.N., Executive Director
Jay P. Douglas, R.N., M.S.M., C.S.A.C., Deputy Executive Director, Discipline
Grace Johnson, R.N., M.A., M.S.N., Deputy Executive Director, Nursing
Education
Jodi P. Power, R.N., J.D., Deputy Executive Director, Nurse Aide Registry
Manager
Paula B. Saxby, R.N., Ph.D., Deputy Executive Director, Nurse Aide Education
Amy Davis, Administrative Assistant

OTHERS PRESENT: Howard Casway, Assistant Attorney General
Robert Nebiker, Director, Department of Health Professions
Elaine Yeatts, Regulatory Coordinator, Department of Health Professions
Greg Huber, Virginia Nurses Association Commissioner of Government
Relations

**ESTABLISHMENT OF
A QUORUM:** With 12 members of the Board present, a quorum was established.

ANNOUNCEMENTS: The next Board of Nursing meeting dates are January 27 –30, 2003.

The next Committee of the Joint Boards of Nursing and Medicine meeting is February 19, 2003.

New Health Practitioners Intervention Program contract has been awarded to VCU Health Systems Department of Psychiatry, Division of Addiction Psychiatry, effective January 1, 2003.

DIALOGUE WITH
MR. NEBIKER:

Mr. Nebiker reviewed proposed legislation sponsored by Delegate Sears which has may implications for disciplinary process of the Department of Health Professions.

Dr. Conroy moved to support in principle the proposed legislation.
The motion was seconded and carried unanimously.

ORDERING OF AGENDA: The Agenda was reviewed and ordered.

CONSENT AGENDA: The Board removed one item from the proposed consent agenda and adopted a motion by Ms. Cooper to accept the consent agenda which includes:

Minutes:

September 23, 2002 – Dr. Younger

September 24, 2002 – Meeting

October 16, 2002 – Telephone Conference Call

October 29, 2002 – Telephone Conference Call

Finance Report

Open Cases Report

Case Summary Report

Case Standard Report

License Count Report

Applicant Count Report

Examinations: NNAAP

NCLEX

Probation Completed

Successful Completion of Health Practitioners Intervention Program

The motion was seconded and carried unanimously.

Ms. Hartz moved to accept the minutes of September 25, 2002 as corrected.
The motion was seconded and carried unanimously.

REPORTS:

Board of Health Professions:

Ms. Ault reported the next meeting is scheduled for December 11, 2002.

Health Practitioners Intervention Program:

The report presented by Ms. Douglas was accepted as information.

Board Counsel:

Mr. Casway reported on Board of Nursing cases which are being appealed.

Advisory Council on the Future of Nursing:

The report presented by Dr. Younger was accepted as information.

Centennial Committee Report:

The report presented by Dr. Conroy was accepted as information.

OTHER MATTERS:

Election of Nominating Committee:

Dr. Conroy, Ms. Cooper and Ms. Tramel were nominated for the committee.

Ms. Oppenhagen moved to close the nominations.

The motion was seconded and carried unanimously.

Ms. Cooper moved that the slate be elected.

The motion was seconded and carried unanimously.

Travel Regulations:

Debra Pearson, Department of Health Professions Finance Department, presented information regarding revised travel regulations.

Magazine Article:

Carol King presented an article from "Advance for LPN's". The Board decided to submit information to the magazine explaining the role of the board. Ms. Oppenhagen will prepare a draft to be reviewed at the January 2003 meeting.

POLICY FORUM:

Ms. Corinne Dorsey, Chairperson of the Centennial Planning Committee, presented "Centennial Minutes". This presentation included information on former board member Ethel Smith.

OPEN FORUM:

Helen French, R.N., B.S.N. representing the AORN, provided information regarding operating room nurse duties and her concerns about the credentials of the circulating nurse.

RECESS:

The Board recessed at 12:30 P.M.

RECONVENTION:

The Board reconvened at 1:30 P.M.

REGULATIONS:

Consideration of Final Regulations for Advanced Certified Nurse Aide Regulations:

Ms. Hartz moved to adopt the final regulations as amended.

The motion was seconded and carried unanimously.

Results of Comments regarding Proposed Regulations on faculty qualifications:

Ms. Lief moved to request an extension of the notice of proposed regulation.

The motion was seconded and carried unanimously.

Ms. Oppenhagen moved to request a committee be formed to study the issues.

Dr. Younger will chair the committee, the other members are Ms. Ault, Dr. Conroy, Ms. Hartz, Ms. Lief, Ms. Oppenhagen and Ms. Semple.

The motion was seconded and carried unanimously.

Other Regulations:

Massage Therapy Regulations will be published on December 15, 2002 and become effective January 15, 2003.

Regulations for Prescriptive Authority will become effective January 15, 2003.

EDUCATION
PROGRAMS:

The Board considered the recommendations of the Education Special Conference Committee from its meeting on November 18, 2002.

Ms. Tramel moved that the Board of Nursing adopt the recommendations.
The motion was seconded and carried unanimously.

CLOSED SESSION:

Ms. Hartz moved that the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(28) of the *Code of Virginia* at 2:45 P.M. for the purpose of consideration and discussion of consent orders. Additionally, Ms. Hartz moved that Ms. Durrett, Ms. Douglas, Ms. Johnson, Dr. Saxby, Ms. Power, Mr. Casway and Ms. Davis attend the closed meeting because their presence in the closed meeting is deemed necessary and their presence will aid the Board in its deliberations.

The motion was seconded and carried unanimously.

RECONVENTION:

The Board reconvened in open session at 2:46 P.M.

Ms. Hartz moved that the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened.

The motion was seconded and carried unanimously.

CASE ADJUDICATION:

Consent Orders:

Tamara Renee McCormick, L.P.N. 0002-049089

Ms. Oppenhagen moved to accept the Consent Order to accept the surrender and indefinite suspension of Ms. McCormick's license.

The motion was seconded and carried unanimously.

This Consent Order shall be effective upon entry by the Board stating the findings, conclusions and decisions.

OTHER MATTERS
CONTINUED:

Dr. Younger presented the following resolution:

The Board of Nursing commends Nancy K. Durrett for her years of exceptional service to the Commonwealth of Virginia. We note particularly her untiring efforts to inform and educate Board Members, on the duties and authority of the Board, keep the board mindful of its professionalism, and operate the nursing portion of the department in a highly effective manner. As she retires, we regret our loss and wish her well in her future endeavors.

Ms. Hartz moved to adopt the resolution.

The motion was seconded and carried unanimously.

Dr. Conroy presented a resolution to thank Grace Johnson for her service to the Board.

Ms. Lief moved to adopt the resolution.

The motion was seconded and carried unanimously.

ADJOURNMENT:

The meeting was adjourned at 2:50 P.M.

Louise Hartz, Citizen Member
Secretary